



A N A L Y T I C S

Richard W. Simmons

BIOGRAPHY

Richard W. Simmons is the President of Analytics Consulting LLC¹. Mr. Simmons joined Analytics in 1990, and has more than 26 years of experience developing and implementing class action communications and settlement programs in more than 1,000 separate settlements.

Mr. Simmons' first legal notice consulting engagement was the *Schwan's Salmonella Litigation* settlement (*In Re: Salmonella Litigation*, Case No. 94-cv-016304 (D. Minn.)). Since then, he has:

- Developed and implemented notice campaigns ranging in size up to 45 million known class members (and 180 million unknown class members);
- Testified regarding legal notice in building products, civil rights, consumer products, environmental pollution, privacy, and securities litigation settlements;
- Managed claims processes for settlement funds ranging up to \$1 billion in value.

As part of Analytics' ongoing class action notice consulting practice, Mr. Simmons has:

- testified regarding the adequacy of notice procedures in direct notice cases (including the development of class member databases);
- testified regarding the adequacy of published notice plans;
- been appointed as a Distribution Fund Administrator by the Securities and Exchange Commission tasked with developing Distribution Plans for court approval;
- been retained as an expert by the Federal Trade Commission to testify regarding the effectiveness of competing notice plans and procedures

In addition to his class action consulting work, Mr. Simmons has taught a college course in antitrust economics, was a guest lecturer at the University of Minnesota Law School on issues of statistical and economic analysis, was a charter member of the American Academy of Economic and Financial Experts, and was a former referee for the Journal of Legal Economics (reviewing and critiquing peer reviewed articles on the application of economic and statistical analysis to legal issues). Mr. Simmons is a published author on the subject of damage analysis in Rule 10b-5 securities litigation.

Mr. Simmons graduated from St. Olaf College with a B.A. in Economics, pursued a PhD. in Applied Economics (with a concentration on consumer/behavioral economics) at the University of Minnesota², and has received formal media planning training from New York University.

¹ In October 2013, Analytics Consulting LLC acquired Analytics Incorporated (d/b/a BMC Group Class Action Services ("BMC Group")). I was formerly the President/Managing Director of BMC Group. References to Analytics herein include the prior legal entities.

² Mr. Simmons suspended work on his dissertation to acquire and manage Analytics.



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APPLICATION OF TECHNOLOGY TO CLASS ACTION SETTLEMENTS

Mr. Simmons has been a visionary in the application of the Internet to class action notice campaigns and the management of settlements:

- In 1995, Mr. Simmons was the first in the nation to support class action settlements with an online presence, that included the ability to check online, the status of their claims.
- In 2000, Mr. Simmons invented online claims submission in class action litigation, filing a patent application governing "*Method and system for assembling databases in multiple-party proceedings*" US20010034731 A1.
- In 2002, Mr. Simmons established an online clearinghouse for class action settlements that provided the public with information regarding class action settlements and provided them with the ability to register for notification of new settlements. This clearinghouse received national press attention as a resource for class action settlements.
- From 2003 through 2013, Analytics' incremental changes in Internet support included class member verification of eligibility, locator services that identified retail outlets that sold contaminated products, secure document repositories, and multi-language support.
- In 2014, Mr. Simmons was the first to utilize and testify regarding product based targeting in an online legal notice campaign
- In 2014, Analytics, under Mr. Simmons' leadership, released the first class action settlement support site developed under e-commerce best practices.

SPEAKER/EXPERT PANELIST/PRESENTER

Mr. Simmons has presented to panels of judges and lawyers on issues regarding class notice, claims processing, and disbursement:

- Mr. Simmons served as a panelist for the Francis McGovern Conferences on "Distribution of Securities Litigation Settlements: Improving the Process", at which regulators, judges, custodians, academics, practitioners and claims administrators participated.
- In 2011, Mr. Simmons was a panelist at the Federal Judicial Center's workshop/meetings regarding class action notice and settlement administration.
- In 2014, Mr. Simmons was invited to be interviewed by the Consumer Financial Protection Bureau as an expert on notice and claims administration in class action litigation as part of their study on arbitration and consumer class litigation waivers
- In 2016, Mr. Simmons presented results of research regarding the impact of forms of notice on fund participation rates to the Federal Trade Commission.

Mr. Simmons' speaking engagements regarding class notice include:

- *Class Action Administration: Data and Technology*, presented by Richard Simmons, Harris Martin Target Data Breach Conference in San Diego (2014);



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- *Developments in Legal Notice*, accredited CLE Program, presented by Richard Simmons and Christian Clapp at Susman Godfrey in Dallas (2014)
- *Developments in Legal Notice*, accredited CLE Program, presented by Richard Simmons and Christian Clapp at Shook Hardy & Bacon, LLP in Kansas City (2013),
- *Developments in Legal Notice*, accredited CLE Program, presented by Richard Simmons and Christian Clapp at Halunen & Associates in Minneapolis (2013),
- *Class Actions 101: Best Practices and Potential Pitfalls in Providing Class Notice*, CLE Program, presented by Brian Christensen, Gina Intrepido, and Richard Simmons, to the Kansas Bar Association (March 2009).

Mr. Simmons' writings regarding class notice include:

- Co-Author with Christian Clapp, *Crafting Digital Class Notices That Actually Provide Notice - Law360.com*, New York (March 10, 2016).

JUDICIAL COMMENTS AND LEGAL NOTICE CASES

In evaluating the adequacy and effectiveness of Mr. Simmons' notice campaigns, courts have repeatedly recognized Mr. Simmons' work. The following excerpts provide recent examples of such judicial approval in matters where the primary issue was the provision of class notice.

Judge Edward J. Davila, *In re: Google Referrer Header Privacy Litigation* (March 31, 2015), 10-04809 (N.D. CA):

On the issue of appropriate notice, the court previously recognized the uniqueness of the class asserted in this case, since it could potentially cover most internet users in the United States. On that ground, the court approved the proposed notice plan involving four media channels: (1) internet-based notice using paid banner ads targeted at potential class members (in English and in Spanish on Spanish-language websites); (2) notice via "earned media" or, in other words, through articles in the press; (3) a website decided solely to the settlement (in English and Spanish versions); and (4) a toll-free telephone number where class members can obtain additional information and request a class notice. In addition, the court approved the content and appearance of the class notice and related forms as consistent with Rule 23(c)(2)(B).

The court again finds that the notice plan and class notices are consistent with Rule 23, and that the plan has been fully and properly implemented by the parties and the class administrator.



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Judge Terrence F. McVerry, **Kobylanski, et al. v. Motorola Mobility, Inc., et al.** (October 9, 2014), 13-01181 (W.D. PA):

The Court finds that the distribution of the Notice to Class Members Re: Pendency of Class Action, as provided for in the Order Granting Preliminary Approval for the Settlement, constituted the best notice practicable under the circumstances to all Persons within the definition of the Class and fully met the requirements of due process under the United States Constitution.

Judge Marco Roldan, **Mary Plubell v. Merck & Co** (March 15, 2013), 04CV235817-01 (Jackson County, MO):

Under the circumstances, the notice this Settlement provided to Class Members in accordance with the Notice Order was the best notice practicable the proceedings and matters set forth therein, including the proposed Settlement, to all Persons entitled to such notice, and said notice fully satisfied the requirements due process and Missouri law.

Judge James P. Kleinberg, **Janet Skold, et al. v. Intel Corporation, et al.** (March 14, 2013) 05-CV-039231 (County of Santa Clara, CA):

The Court finds that Plaintiff's proposed Notice plan has a reasonable chance of reaching a substantial percentage of class members.

Judge Thomas N. O'Neill, Jr., **In Re: CertainTeed Fiber Cement Siding Litigation** (March 20, 2014), MDL Docket No. 2270 (E.D. PA):

Settlement class members were provided with notice of the settlement in the manner and form set forth in the settlement agreement... Notice was also provided to pertinent state and federal officials... The notice plan was reasonably calculated to give actual notice to settlement class members of their right to receive benefits from the settlement or to be excluded from the settlement or object to the settlement. The notice plan met the requirements of Rule 23 and due process.

Judge Robert G. Gettleman, **In Re Aftermarket Filters Antitrust Litigation** (October 25, 2012), MDL Docket No. 1957 (N.D. IL):

Due and adequate notice of the Settlement was provided to the Class... The manner of giving notice provided in this case fully satisfies the requirements of Federal Rule of Civil Procedure 23 and due process, constitutes the best notice practicable under the circumstances, and constituted due and sufficient notice to all persons entitled thereto. A full and fair opportunity was provided to the members of the Class to be heard regarding the Settlements



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Judge J. Phil Gilbert, Greenville IL, et al. v. Syngenta Crop Protection, Inc. et al. (October 23, 2012), 10-00188 (S.D. IL):

The Notice provided to the Class fully complied with Rule 23, was the best notice practicable, satisfied all constitutional due process requirements, and provides the Court with jurisdiction over the Class Members. Eisen v. Carlisle and Jacqueline, 417 U.S. 156, 177-78 (1974); Phillips Petroleum v. Shutts, 472 U.S. 797 (1985).



Partial List of Legal Notification and Settlement Administration Experience

Antitrust

All Star Carts and Vehicles, Inc., et al. v. BFI Canada Income Fund, et al.
08-CV-1816 (E.D. NY)

In Re: Aftermarket Filters Antitrust Litigation
No. 1:08-cv-4883, MDL No. 1957 (N.D. Ill.)

In Re: Aluminum Phosphide Antitrust Litigation
Case No. 93-cv-2452 (D. Kan.)

In Re: Beef Antitrust Litigation
MDL No. 248 (N.D. Tex.)

In Re: Bromine Antitrust Litigation
MDL No. 1310 (S.D. Ind.)

In Re: Industrial Silicon Antitrust Litigation
Case No. 95-cv-2104 (W.D. Pa.)

In Re: Workers Compensation Insurance Antitrust Litigation
Case No. 4:85-cv-1166 (D. Minn.)

Red Eagle Resources Corporation, Inc., et al. v. Baker Hughes Inc., et al.
Case No. 91-cv-627 (S.D. Tex.)

Rob'n I, Inc., et al. v. Uniform Code Counsel, Inc.
Case No. 03-cv-203796-1 (Spokane County, Wash.)

Sarah F. Hall d/b/a Travel Specialist, et al. v. United Airlines, Inc., et al.
Case No. 7:00-cv-123-BR(1) (E.D. S.C.)

Business

American Golf Schools, LLC, et al. v. EFS National Bank, et al.
Case No. 00-cv-005208 (D. Tenn.)

AVR, Inc. and Amidon Graphics v. Churchill Truck Lines
Case No. 4:96-cv-401 (D. Minn.)

Buchanan v. Discovery Health Records Solutions
Case No. 13-015968-CA 25 (Miami Dade County, FL)

Buchanan v. Discovery Health Records Solutions
Case No. 13-015968-CA 25 (Miami Dade County)

Do Right's Plant Growers, et al. v. RSM EquiCo, Inc., et al.
Case No. 06-CC-00137 (Orange County, Cal.)

F.T.C. v. Ameritel Payphone Distributors
Case No. 00-cv-514 (S.D. Fla.)

F.T.C. v. Datacom Marketing, Inc.
Case No. 06-cv-2574 (N.D. Ill.)



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Business

F.T.C. v. Davison & Associates, Inc.

Case No. 97-cv-01278 (W.D. Pa.)

F.T.C. v. Fidelity ATM, Inc.

Case No. 06-cv-81101 (S.D. Fla.)

F.T.C. v. Financial Resources Unlimited, Inc.

Case No. 03-cv-8864 (N.D. Ill.)

F.T.C. v. First American Payment Processing Inc.

Case No. 04-cv-0074 (D. Ariz.)

F.T.C. v. Group C Marketing, Inc.

Case No. 06-cv-6019 (C.D. Cal.)

F.T.C. v. Jordan Ashley, Inc.

Case No. 09-cv-23507 (S.D. Fla.)

F.T.C. v. Medical Billers Network, Inc.

Case No. 05-cv-2014 (S.D. N.Y.)

F.T.C. v. Minuteman Press Int'l

Case No. 93-cv-2496 (E.D. N.Y.)

F.T.C. v. Netfran Development Corp

Case No. 05-cv-22223 (S.D. Fla.)

F.T.C. v. USA Beverages, Inc

Case No. 05-cv-61682 (S.D. Fla.)

Garcia, et al. v. Allergan, Inc.

11-CV-9811 (C.D. CA)

Law Offices of Henry E. Gare, P.A., et al. v. Healthport Technologies, LL

No. 16-2011-CA-010202 (Duval County, FL)

Number Queen, Ltd. et al. v. Redgear Technologies, Inc. et al.

Case No. 14-0064 (W.D. MO)

Physicians of Winter Haven LLC v. STERIS Corp.

Case No. 1:10-cv-00264 (N.D. Ohio)

Sue Ramirez et al. v. Smart Professional Photocopy Corporation

No. 01-L-385 (Peoria County, IL)

Todd Tompkins, Doug Daug and Timothy Nelson v. BASF Corporation, e

Case No. 96-cv-59 (D. N.D.)

United States of America v. \$1,802,651.56 in Funds Seized from E-Bulli

Case No. 09-cv-01731 (C.D. Cal.)



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Business

Waxler Transportation Company, Inc. v. Trinity Marine Products, Inc., et al.
Case No. 08-cv-01363 (E.D. La.)

Civil Rights

Bentley v. Sheriff of Essex County
Case No. 11-01907 (Essex County, MA)

Cazenave, et al. v. Sheriff Charles C. Foti, Jr., et al.
Case No. 00-cv-1246 (E.D. La.)

Garcia, et al v. Metro Gang Strike Force, et al.
Case No. 09-cv-01996 (D. Minn.)

Gregory Garvey, Sr., et al. v. Frederick B. MacDonald & Forbes Byron
3:07-cv-30049 (S.D. Mass.)

McCain, et al. v. Bloomberg, et al.
Case No. 41023/83 (New York)

Nancy Zamarron, et al. v. City of Siloam Springs, et al.
Case No. 08-cv-5166 (W.D. Ark.)

Nathan Tyler, et al. v. Suffolk County, et al.
Case No. 1:06-cv-11354 (S.D. Mass.)

Nilsen v. York County
Case No. 02-cv-212 (D. Me.)

Richard S. Souza et al. v. Sheriff Thomas M. Hodgson
2002-0870 BRCV (Superior Ct., Mass.)

Travis Brecher, et al. v. St. Croix County, Wisconsin, et al.
Case No. 02-cv-0450-C (W.D. Wisc.)

Consumer

Andrew J. Hudak, et al. v. United Companies Lending Corporation
Case No. 334659 (Cuyahoga County, Ohio)

Angela Doss, et al. v. Glenn Daniels Corporation
Case No. 02-cv-0787 (E.D. Ill.)

Angell v. Skechers Canada
8562-12 (Montreal, Quebec)

Anthony Talalai, et al. v. Cooper Tire & Rubber Company
Case No. L-008830-00-MT (Middlesex County, NJ)

Arnett v. Bank of America, N.A.
No. 3:11-CV-01372-SI (D. OR)

Ballard, et al. v. A A Check Cashiers, Inc., et al.
Case No. 01-cv-351 (Washington County, Ark.)



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Consumer

Belinda Peterson, et al. v. H & R Block Tax Services, Inc.
Case No. 95-CH-2389 (Cook County, Ill.)

Boland v. Consolidated Multiple Listing Service, Inc.
Case No. 3:19-cv-01335-SB (D. SC)

Caprarola, et al. v. Helxberg Diamond Shops, Inc.
Case No. 13-06493 (N.D. IL)

Carideo et al. v. Dell, Inc.
Case No. 06-cv-1772 (W.D. Wash.)

Carnegie v. Household International, Inc.
No. 98-C-2178 (N.D. Ill.)

Clair Loewy v. Live Nation Worldwide Inc.
Case No. 11-cv-04872 (N.D. Ill.)

Clements, et al. v. JPMorgan Chase Bank, N.A., et al.
No. 3:12-cv-02179-JCS (N.D. CA)

Conradie v. Caliber Home Loans
Case No. 4:14-cv-00430 (S.D. IA)

Covey, et al. v. American Safety Council, Inc.
2010-CA-009781-0 (Orange County, FL)

Cummins, et al. v. H&R Block, et al.
Case No. 03-C-134 (Kanawha County, W.V.)

David and Laurie Seeger, et al. v. Global Fitness Holdings, LLC
No. 09-CI-3094, (Boone Circuit Court, Boone County, Ky.)

Don C. Lundell, et al. v. Dell, Inc.
Case No. 05-cv-03970 (N.D. Cal.)

Duffy v. Security Pacific Automotive Financial Services Corp., et al.
Case No. 3:93-cv-00729 (S.D. Cal.)

Edward Hawley, et al. v. American Pioneer Title Insurance Company
No. CA CE 03-016234 (Broward County, Fla.)

Evans, et al. v. Linden Research, Inc., et al.
Case No. 4:11-cv-1078-DMR (N.D. CA)

F.T.C. and The People of the State of New York v. UrbanQ
Case No. 03-cv-33147 (E.D. N.Y.)

F.T.C. v. 1st Beneficial Credit Services LLC
Case No. 02-cv-1591 (N.D. Ohio)



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Consumer	<i>F.T.C. v. 9094-5114 Quebec, Inc.</i> Case No. 03-cv-7486 (N.D. Ill.)
	<i>F.T.C. v. Ace Group, Inc.</i> Case No. 08-cv-61686 (S.D. Fla.)
	<i>F.T.C. v. Affordable Media LLC</i> Case No. 98-cv-669 (D. Nev.)
	<i>F.T.C. v. AmeraPress, Inc.</i> Case No. 98-cv-0143 (N.D. Tex.)
	<i>F.T.C. v. American Bartending Institute, Inc., et al.</i> Case No. 05-cv-5261 (C.D. Cal.)
	<i>F.T.C. v. American International Travel Services Inc.</i> Case No. 99-cv-6943 (S.D. Fla.)
	<i>F.T.C. v. Bigsmart.com, L.L.C., et al.</i> Case No. 01-cv-466 (D. Ariz.)
	<i>F.T.C. v. Call Center Express Corp.</i> Case No. 04-cv-22289 (S.D. Fla.)
	<i>F.T.C. v. Capital Acquisitions and Management Corp.</i> Case No. 04-cv-50147 (N.D. Ill.)
	<i>F.T.C. v. Capital City Mortgage Corp.</i> Case No. 98-cv-00237 (D. D.C.)
	<i>F.T.C. v. Certified Merchant Services, Ltd., et al.</i> Case No. 4:02-cv-44 (E.D. Tex.)
	<i>F.T.C. v. Check Inforcement</i> Case No. 03-cv-2115 (D. N.J.)
	<i>F.T.C. v. Chierico et al.</i> Case No. 96-cv-1754 (S.D. Fla.)
	<i>F.T.C. v. Clickformail.com, Inc.</i> Case No. 03-cv-3033 (N.D. Ill.)
	<i>F.T.C. v. Consumer Credit Services</i> Case No. 96-cv-1990 (S.D. N.Y.)
	<i>F.T.C. v. Consumer Direct Enterprises, LLC.</i> Case No. 07-cv-479 (D. Nev.)
	<i>F.T.C. v. Debt Management Foundation Services, Inc.</i> Case No. 04-cv-1674 (M.D. Fla.)



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F.T.C. v. Digital Enterprises, Inc.

Case No. 06-cv-4923 (C.D. Cal.)

F.T.C. v. Dillon Sheriff

Case No. 02-cv-00294 (W.D. Wash.)

F.T.C. v. Discovery Rental, Inc., et al.

Case No: 6:00-cv-1057 (M.D. of Fla.)

F.T.C. v. EdebitPay, LLC.

Case No. 07-cv-4880 (C.D. Cal.)

F.T.C. v. Electronic Financial Group, Inc.

Case No. 03-cv-211 (W.D. Tex.)

F.T.C. v. Eureka Solutions

Case No. 97-cv-1280 (W.D. Pa.)

F.T.C. v. Federal Data Services, Inc., et al.

Case No. 00-cv-6462 (S.D. Fla.)

F.T.C. v. Financial Advisors & Associates, Inc.

Case No. 08-cv-00907 (M.D. Fla.)

F.T.C. v. First Alliance Mortgage Co.

Case No. 00-cv-964 (C.D. Cal.)

F.T.C. v. First Capital Consumer Membership Services Inc., et al.

Case No. 1:00-cv-00905 (W.D. N.Y.)

F.T.C. v. First Capital Consumers Group, et al.

Case No. 02-cv-7456 (N.D. Ill.)

F.T.C. v. Franklin Credit Services, Inc.

Case No. 98-cv-7375 (S.D. Fla.)

F.T.C. v. Global Web Solutions, Inc., d/b/a USA Immigration Services, et

Case No. 03-cv-023031 (D. D.C.)

F.T.C. v. Granite Mortgage, LLC

Case No. 99-cv-289 (E.D. Ky.)

F.T.C. v. ICR Services, Inc.

Case No. 03-cv-5532 (N.D. Ill.)

F.T.C. v. iMall, Inc. et al.

Case No. 99-cv-03650 (C.D. Cal.)

F.T.C. v. Ira Smolev, et al.

Case No. 01-cv-8922 (S.D. Fla.)



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- F.T.C. v. Jeffrey L. Landers*
Case No. 00-cv-1582 (N.D. Ga.)
- F.T.C. v. Jewelway International, Inc.*
Case No. 97-cv-383 (D. Ariz.)
- F.T.C. v. Komaco International, Inc., et al.*
Case No. 02-cv-04566 (C.D. Cal.)
- F.T.C. v. LAP Financial Services, Inc.*
Case No. 3:99-cv-496 (W.D. Ky.)
- F.T.C. v. Marketing & Vending, Inc. Concepts, L.L.C., et al.*
Case No. 00-cv-1131 (S.D. N.Y.)
- F.T.C. v. Mercantile Mortgage*
Case No. 02-cv-5078 (N.D. Ill.)
- F.T.C. v. Meridian Capital Management*
Case No. 96-cv-63 (D. Nev.)
- F.T.C. v. NAGG Secured Investments*
Case No. 00-cv-02080 (W.D. Wash.)
- F.T.C. v. National Consumer Counsil, Inc., et al.*
Case No. 04-cv-0474 (C.D. Cal.)
- F.T.C. v. National Credit Management Group*
Case No. 98-cv-936 (D. N.J.)
- F.T.C. v. National Supply & Data Distribution Services*
Case No. 99-cv-128-28 (C.D. Cal.)
- F.T.C. v. Nationwide Information Services, Inc.*
Case No. 00-cv-06505 (C.D. Cal.)
- F.T.C. v. NBTY, Inc.*
No. 05-4793 (E.D. NY)
- F.T.C. v. Pace Corporation*
Case No. 94-cv-3625 (N.D. Ill.)
- F.T.C. v. Paradise Palms Vacation Club*
Case No. 81-1160D (W.D. Wash.)
- F.T.C. v. Patrick Cella, et al.*
Case No. 03-cv-3202 (C.D. Cal.)
- F.T.C. v. Platinum Universal, LLC*
Case No. 03-cv-61987 (S. D. Fla.)



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F.T.C. v. Raymond Urso

Case No. 97-cv-2680 (S.D. Fla.)

F.T.C. v. Robert S. Dolgin

Case No. 97-cv-0833 (N.D. Cal.)

F.T.C. v. Southern Maintenance Supplies

Case No. 99-cv-0975 (N.D. Ill.)

F.T.C. v. Star Publishing Group, Inc.

Case No. 00-cv-023D (D. Wy.)

F.T.C. v. Stuffingforcash.com Corp.

Case No. 02-cv-5022 (N.D. Ill.)

F.T.C. v. Target Vending Systems, L.L.C., et al.

Case No. 00-cv-0955 (S.D. N.Y.)

F.T.C. v. The College Advantage, Inc.

Case No. 03-cv-179 (E.D. Tex.)

F.T.C. v. The Crescent Publishing Group, Inc., et al.

Case No. 00-cv-6315 (S.D. N.Y.)

F.T.C. v. The Tungsten Group, Inc.

Case No. 01-cv-773 (E.D. Va.)

F.T.C. v. Think Achievement Corp.

Case No. 2:98-cv-12 (N.D. Ind.)

F.T.C. v. Think All Publishing

Case No. 07-cv-11 (E.D. Tex.)

F.T.C. v. Trustsoft, Inc.

Case No. 05-cv-1905 (S.D. Tex.)

F.T.C. v. Unicyber Gilboard, Inc.

Case No. 04-cv-1569 (C.D. Cal.)

F.T.C. v. US Grant Resources, LLC.

Case No. 04-cv-0596 (E.D. La.)

F.T.C. v. Verity International, Ltd., et al.

Case No. 00-cv-7422-LAK (S.D. N.Y.)

F.T.C. v. Wellquest International, Inc.

Case No. 2:03-cv-05002 (C.D. Cal.)

F.T.C. v. Wolf Group

Case No. 94-cv-8119 (S.D. Fla.)



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Fernando N. Lopez and Mallory Lopez, et al. v. City Of Weston
Case No. 99-8958 CACE 07 (FL 17th Jud Dist)

Fiori, et al. v. Dell Inc., et al.
Case No. 09-cv-01518 (N.D. Cal.)

FMS, Inc. v. Dell, Inc. et al.,
Case No. 03-2-23781-7SEA (King County, Wash.)

Galatis, et al. v. Psak, Graziano Piasecki & Whitelaw, et. al.
No. L-005900-04 (Middlesex County, NJ)

Garcia v. Allergan
11-cv-9811 (C.D. Cal.)

Grabowski v. Skechers U.S.A., Inc.
No. 3:12-cv-00204 (W.D. Ky.)

Greg Benney, et al. v. Sprint International Communications Corp. et al.
Case No. 02-cv-1422 (Wyandotte County, KS)

Griffin v. Dell Canada Inc
Case No. 07-cv-325223D2 (Ontario, Superio Court of Justice)

Harris, et al. v. Roto-Rooter Services Company
Case No. 00-L-525 (Madison County, IL)

Harrison, et al. v. Pacific Bay Properties
No. BC285320 (Los Angeles County, CA)

Henderson, et al . V. Volvo Cars of North America, LLC, et al.
09-04146 (D. NJ)

In re H&R Block IRS Form 8863 Litigation
Case No. 4:13-MD-02474-FJG. (W.D. MO)

In Re: Bancomer Transfer Services Mexico Money Transfer Litigation
BC238061, BC239611(Los Angeles County, CA)

In Re: Certainteed Fiber Cement Siding Litigation
MDL 2270 (E.D. PA)

In Re: H&R Block Express IRA Marketing Litigation
Case No. 06-md-01786 (W.D. Mo.)

In Re: High Carbon Concrete Litigation
Case No. 97-cv-20657 (D. Minn.)

In Re: High Sulfur Content Gasoline Products Liability Litigation
MDL No. 1632 (E.D. La.)



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In Re: Ria Telecommunications and Afex Mexico Money Transfer Litigation
Case No. 99-cv-0759 (San Luis Obispo, Cal.)

In Re: Salmonella Litigation
Case No. 94-cv-016304 (D. Minn.)

Janet Figueroa, et al. v. Fidelity National Title Insurance Company
Case No. 04-cv-0898 (Miami Dade County, Fla.)

Jerome H. Schlink v. Edina Realty Title
Case No. 02-cv-18380 (D. Minn.)

Jerome Walls, et al. v. JP Morgan Chase Bank, N.A., et al.
Case No. 11-00673 (W.D. KY)

Joel E. Zawikowski, et al. v. Beneficial National Bank, et al.
Case No. 98-cv-2178 (N.D. Ill.)

John Babb, et al. v. Wilsonart International, Inc.
Case No. CT-001818-04 (Memphis, Tenn.)

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In Re: Merrill Lynch Research Reports Securities Litigation
Case No. 02-md-1484 (S.D. N.Y.)

In Re: Micro Component Technology, Inc. Securities Litigation
Case No. 4:94-cv-346 (D. Minn.)

In Re: National City Corp. Securities, Derivative and Erisa Litig.
MDL No. 2003 (N.D. Ohio)

In Re: New Century
No. 07-CV-0931 (C.D. Cal.)

In Re: Novastar Financial, Inc. Securities Litigation
Case No. 04-cv-0330 (W.D. Mo.)

In Re: OCA, Inc. Securities and Derivative Litigation
Case No. 05-cv-2165 (E.D. La.)

In Re: Raytheon Company Securities Litigation
Case No. 99-cv-12142 (D. Mass.)

In Re: Reliance Group Holdings, Inc. Securities Litigation
Case No. 00-cv-4653 (S.D. N.Y.)

In Re: Retek Inc Securities Litigation
Case No. 02-cv-4209 (D. Minn.)

In Re: Salomon Analyst Metromedia Litigation
Case No. 02-cv-7966 (S.D. N.Y.)

In Re: Scimed Life Systems, Inc. Shareholders Litigation
Case No. 94-mc-17640 (D. Minn.)

In Re: Sourcecorp Securities Litigation
Case No. 04-cv-02351 (N.D. Tex.)

In Re: SS&C Technologies, Inc. Shareholders Litigation
Case No. 05-cv-1525 (D. Del.)

In Re: Taxable Municipal Bond Securities Litigation
MDL 863 (E.D. La.)

In Re: Tellium Inc Securities Litigation
Case No. 02-cv-5878 (D. N.J.)

In Re: The Sportsman's Guide, Inc. Litigation
Case No. 06-cv-7903 (D. Minn.)



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In Re: Tonka Corporation Securities Litigation

Case No. 4:90-cv-002 (D. Minn.)

In Re: Tonka II Securities Litigation

Case No. 3:90-cv-318 (D. Minn.)

In Re: Tricord Systems, Inc. Securities Litigation

Case No. 3:94-cv-746 (D. Minn.)

In Re: VistaCare, Inc. Securities Litigation

Case No. 04-cv-1661 (D. Ariz.)

In Re: Williams Securities Litigation

Case No. 02-cv-72 (N.D. Okla.)

In Re: Xcel Energy, Inc. Securities Litigation

Case No. 02-cv-2677 (D. Minn.)

In Re: Xcelera.Com Securities Litigation

Case No. 00-cv-11649 (D. Mass.)

In Re: Xybernaut Corp. Securities MDL Litigation

Case No. 05-mdl-1705 (E.D. Va.)

Ivy Shipp, et al. v. Nationsbank Corp.

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Karl E. Brogen and Paul R. Havig, et al. v. Carl Pohlad, et al.

Case No. 3:93-cv-714 (D. Minn.)

Lewis H. Biben, et al. v. Harold E. Card, et al.

Case No. 84-cv-0884 (W.D. Mo.)

Lori Miller, et al. v. Titan Value Equities Group Inc., et al.

Case No. 94-mc-106432 (D. Minn.)

Makor Issues & Rights, Ltd., et al. v. Tellabs, Inc., et al.

02-C-4356 (N.D. IL)

Montoya, et al. v. Mamma.com, Inc., et al.

Case No. 1:05-cv-02313 (S.D. N.Y.)

Resendes, et al.; Maher, et al.; Hawkins, et al.; Schooley, et al. v. Thorp,

Case No. 84-cv-03457, 84-cv-11251, 85-cv-6074, 86-cv-1916L (D. Minn.)

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Case No. 01-2-00751-8 (Island County, Wash.)



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SEC v Al-Raya Investment Company, et. al.
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SEC v. Myron Weiner
11-CV-05731 (E.D. NY)

SEC v. Rockford Funding Group, LLC, et al.
09-10047 (S.D. NY)

Superior Partners, et al. v. Rajesh K. Soin, et al.
Case No. 08-cv-0872 (Montgomery County, Ohio)

Svenningsen, et al. v. Piper Jaffray & Hopwood, et al.
Case No. 3:85-cv-921 (D. Minn.)

Three Bridges Investment Group, et al. v. Honeywell, et al.
Case No. 88-cv-22302 (D. Minn.)

United States of America v. Zev Saltsman
Case No. 04-cv-641 (E.D. N.Y.)

William Steiner, et al. v. Honeywell, Inc. et al.
Case No. 4:88-cv-1102 (D. Minn.)

Test Score

David Andino, et al. v. The Psychological Corporation, et al.
Case No. A457725 (Clark County, Nev.)

Frankie Kurvers, et al. v. National Computer Systems
No. MC00-11010 (Hennepin County, Minn)